

"ECH CE

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant:

UEDA, Tomoko et al.

Conf.:

9668

Appl. No.:

09/655,336

Group:

1617

Filed:

September 5, 2000

Examiner: WANG, SHENGJUN

For:

COMPOSITION COMPRISING THEANINE

INFORMATION DISCLOSURE STATEMENT
(SUBMISSION AFTER FILING OF AN APPLICATION
BUT BEFORE FINAL REJECTION OR NOTICE OF ALLOWANCE
OR CONCURRENTLY WITH A RULE 53(d) CPA APPLICATION
OR WITH A RULE 1.114 RCE APPLICATION)

Assistant Commissioner for Patents Washington, DC 20231

August 14, 2002

Sir:

Pursuant to 37 C.F.R. §§ 1.97 and 1.98, applicant(s) hereby submit(s) an Information Disclosure Statement for consideration by the Examiner.

#### I. LIST OF PATENTS, PUBLICATIONS OR OTHER INFORMATION

The patents, publications, or other information submitted for consideration by the Office are listed on the PTO-1449(s), attached hereto.

#### II. COPIES (check at least one box)

- a. Submitted herewith is a legible copy of (i) each U.S. and foreign patent; (ii) each publication or that portion which caused it to be listed; and (iii) all other information or that portion which caused it to be listed.
- b. Some or all of the documents listed on the PTO-1449 are not enclosed because they were cited in the International Search Report and copies should already be in the PTO file. If copies are needed, please contact the undersigned.

## III. CONCISE EXPLANATION OF THE RELEVANCE (check at least one box)

#### a. DOCUMENTS IN THE ENGLISH LANGUAGE

The attached patents, publications, or other information in the English language do not require a statement of relevancy.

#### b. DOCUMENTS NOT IN THE ENGLISH LANGUAGE

A concise explanation of the relevance of all patents, publications, or other information listed that is not in the English language is as follows:

The relevancy of EP 0 845 264 A, can be determined from a review of the English abstract attached thereto.

#### C. MERCH CONTROL CONTR

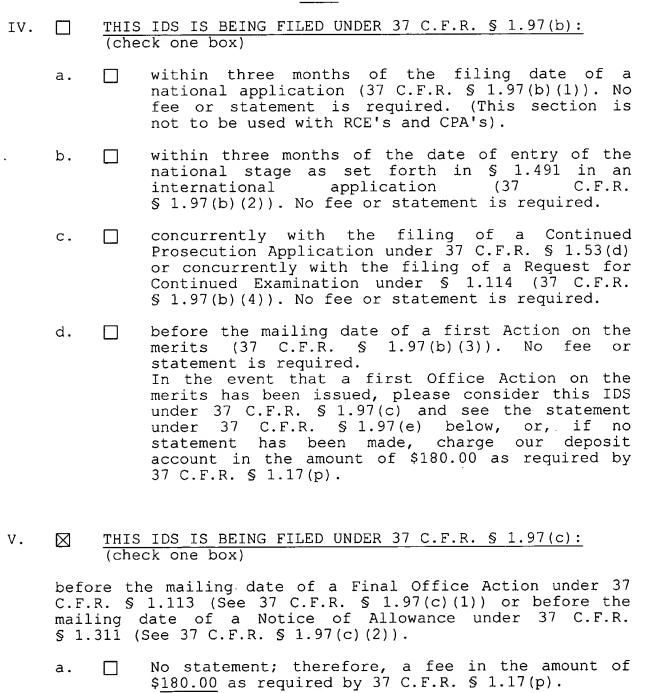
An English language version of the search report or action that indicates the degree of relevance found by the foreign office is attached, thereby satisfying the requirement for a concise explanation. See MPEP 609(A)(3).

#### d. **OTHER**

The following additional information is provided for the Examiner's consideration.

DATABASE WPI, Section Ch, Week 199725 Derwent Publications Ltd., London, GB; Class B05, An 1997-276683 XP002196618, & JP 09 100230 A (ITOEN KK), 15 April 1997 (1997-04-15) \*abstract\*, relates to U.S. Patent No. 5,736,575 also enclosed herewith.

#### **FEES**

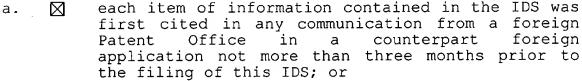


See the statement below. No fee is required.

b.

 $\boxtimes$ 

# VI. STATEMENT UNDER 37 C.F.R. § 1.97(e) (check only one box) The undersigned hereby states that



- b. no item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of IDS was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of the IDS.
- Some of the items of information were cited in a c. communication from a foreign Patent Office. As to this information, the undersigned states that each item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of this IDS. As to the remaining information, the undersigned hereby states that no item of this remaining information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application and, to the best of my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this statement.

### VII. PAYMENT OF FEES (check one box)

	A check	in the	amount	of \$1	80.00	as	required	by 3/
	C.F.R. §	1.17(p)	is end	closed	for t	he a	bove-ider	ntified
	fee.							
_	D1	_ 1	Sala a 2 2 2	7	AT	. ^	2 2440 4	- h

- Please charge Deposit Account No. 02-2448 in the amount required by 37 C.F.R. § 1.17(p) for the above-indicated fee. A triplicate copy of this paper is attached.
- No fee is required.

Appl. No. 09/655,336

If the Examiner has any questions concerning this IDS, he/she is requested to contact the undersigned. If it is determined that this IDS has been filed under the wrong rule, the PTO is requested to consider this IDS under the proper rule and charge the appropriate fee to Deposit Account No. 02-2448.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By Gerald M. Murphy, Jr., #28,977

P.O. Box 747

GMM/CAM/rem 1422-0437P Falls Church, VA 22040-0747 (703) 205-8000

Enclosures:

▼ PTO-1449

□ Documents

□ Fee

□ Other:

(Rev. 10/31/01